



A BILL FOR AN ORDINANCE

RELATING TO CITY BOARDS AND COMMISSIONS.

BE IT ORDAINED by the People of the City and County of Honolulu:

SECTION 1. Purpose. The purpose of this ordinance is to establish a process for the periodic review of certain City boards and commissions to determine whether the charter provisions or ordinances establishing the board or commission should be retained, amended, or repealed.

SECTION 2. Chapter 3, Revised Ordinances of Honolulu 1990 ("Additional Boards, Commissions and Committees"), is amended by adding a new article to be appropriately designated by the Revisor of Ordinances and to read as follows:

"Article ____ Periodic Review of Boards and Commissions

Sec. 3-___.1 Application.

- (a) This article applies to all city boards and commissions established by charter or by ordinance, except those specified in subsection (b).
- (b) This article does not apply to:
 - (1) The board of water supply;
 - (2) The board of directors of the Honolulu Authority for Rapid Transportation;
 - (3) Boards or commissions mandated or established pursuant to federal or state law; and
 - (4) Periodic commissions, including reapportionment commissions and charter commissions.

Sec. 3-___.2 Periodic review required.

The Council shall review each board or commission in accordance with the schedule established by Section 3-___.3 to determine whether the charter provisions or ordinances establishing the board or commission should be retained, amended, or repealed.



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Sec. 3-__3 Schedule of review.

The Council shall review each board or commission in accordance with the following schedule:

- (a) 2018, and every five years thereafter:
 - (1) Board of Parks and Recreation;
 - (2) Building Board of Appeals;
 - (3) Neighborhood Commission; and
 - (4) Citizens Advisory Commission on Civil Defense.
- (b) 2019, and every five years thereafter:
 - (1) Child Care Advisory Board;
 - (2) Oahu Committee on Children and Youth;
 - (3) Commission on Culture and the Arts; and
 - (4) Ethics Board of Appeals.
- (c) 2020, and every five years thereafter:
 - (1) Fire Commission;
 - (2) Grants in Aid Advisory Commission; and
 - (3) Oahu Historic Preservation Commission.
- (d) 2021, and every five years thereafter:
 - (1) Planning Commission;
 - (2) Real Property Tax Boards of Review I, II, and III; and
 - (3) Salary Commission.



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- (e) 2022, and every five years thereafter:
 - (1) Clean Water and Natural Lands Advisory Commission;
 - (2) Rate Commission; and
 - (3) Zoning Board of Appeals.
- (f) Boards or commissions established after the effective date of this article shall be reviewed in accordance with Section 3-___.6.

Sec. 3-___.4 Reports by board or commission.

- (a) No later than January 31 of each calendar year, each board or commission scheduled for review during that year shall submit to the council a report containing the following information:
 - (1) A statement of the purpose for which the board or commission was created;
 - (2) A summary of the accomplishments of the board or commission during the preceding five-year period;
 - (3) Factors that aided or inhibited the achievement of the accomplishments, including, but not limited to, the composition and purpose of the board or commission and staff support;
 - (4) A statement of the measures implemented by the board or commission to enhance transparency in its operations;
 - (5) A statement of the measures implemented by the board or commission to ensure responsiveness to inquiries and comments from the mayor, the council, and the public;
 - (6) The annual costs of operation of the board or commission for each year of the preceding five-year period;
 - (7) A statement of whether the charter or ordinance provisions establishing the board or commission should be retained without change, amended, or repealed; and



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- (8) If applicable, suggested modifications and revisions to membership number and qualifications; organization; purpose; or powers, duties, and functions to better enable the board or commission to serve its purpose, including justification and suggested amendatory language.
- (b) The agency to which the board or commission is administratively attached, if any, or the council, in the case of the salary commission, shall assist the board or commission in the preparation of the report required by this section.

Sec. 3-___.5 Action by the council.

- (a) Upon receipt by the council of a report required by Section 3-___.4, the presiding officer of the council shall refer the report to an appropriate standing committee of the council, which shall consider the report, evaluate the board or commission, and make recommendations to the council by committee report. If the committee recommends amendments to or repeal of the charter provisions or ordinances establishing the board or commission, the committee shall submit as part of its recommendations a proposed resolution or bill to implement its recommendations. The committee shall submit its recommendations no later than May 31 of that year.
- (b) The council shall consider the report and any recommendations of the standing committee and, no later than August 31 of that year, shall determine whether to retain the board or commission in its current form, propose amendments to the charter or ordinance provisions establishing the board or commission, or propose abolition of the board or commission. The council shall make its determination by adoption of the committee report, and shall hold a public hearing on the matter.
- (c) If the council's determination pursuant to subsection (b) is to propose amendments to or repeal of the board or commission's establishing provisions, the presiding officer of the council shall introduce the appropriate resolution or bill for consideration by the council; provided, that if the council's determination requires a charter amendment that would be presented to the electorate at the same general election in which a charter commission will present proposals to the electorate, the resolution shall submit the proposal to the charter commission rather than initiate the amendment or repeal.



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HONOLULU, HAWAII

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Sec. 3-___.6 Establishment of additional boards or commissions.

Unless otherwise provided by its establishing provisions or by amendment to this article, any board or commission established by charter or by ordinance after the effective date of this article shall be subject to this article and shall be reviewed hereunder commencing in the calendar year five years after the calendar year of its establishment, and every five years thereafter."



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SECTION 3. This ordinance takes effect upon its approval.

INTRODUCED BY:

Ron Menor

DATE OF INTRODUCTION:

May 10, 2017

Honolulu, Hawaii

Councilmembers

APPROVED AS TO FORM AND LEGALITY:

Deputy Corporation Counsel

APPROVED this _____ day of _____, 20 _____.

KIRK CALDWELL, Mayor
City and County of Honolulu